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STATE OF CALIFORNIA  
NEW MOTOR VEHICLE BOARD

**A G E N D A**

**GENERAL MEETING**

Hyatt Grand Champions Resort  
Grand Salon AB Room  
44-600 Indian Wells Lane  
Indian Wells, California 92210  
(760) 341-1000

April 27, 2001

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, you may want to attend.

1. **10:30 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Approval of the Minutes from the March 6, 2001, General meeting.**
4. **Board member education concerning a presentation by the Executive Committee and staff of the California Motor Car Dealers Association on issues of interest to the motor vehicle industry - Board Development Committee.**
5. **Consideration of Proposed Ruling.**

DUARTE & WITTING INC., dba NADER CHRYSLER-PLYMOUTH vs.  
DAIMLERCHRYSLER MOTORS CORPORATION  
Protest No. PR-1750-00

Consideration of the Administrative Law Judge's Proposed Ruling on Respondent's Motion to Dismiss, by the Public members of the Board.

**6. Consideration of Decision in light of Judgement denying the Petition for Peremptory Writ of Mandate.**

SABA A. SABA, SBD PARTNERS, INC. and HONDA KAWASAKI  
SPORTCENTER vs. KAWASAKI MOTORS CORP., U.S.A.  
Protest No. PR-1633-98

Consideration of the Decision in light of the Superior Court's Judgement denying the Petition for Peremptory Writ of Mandate wherein the Court Ordered the Board to vacate the Proposed Decision of Administrative Law Judge Marilyn Wong, dated May 17, 1999, and accept and issue, as the Final Decision of the Board its August 12, 1999, Decision, in the above-entitled protest, by the Public members of the Board.

- 7. Update concerning the Board's compliance with the 1996 Performance Audit conducted by Business, Transportation & Housing Agency, the Corrective Action Plan, and Proposal Re: Corrective Action Plan - Executive Committee.**
- 8. Consideration of Board members serving on the various committees - Executive Committee.**
- 9. Consideration of the Board's policy concerning gifts and honoraria - Executive Committee**
- 10. Update concerning the number of monthly hits to the Board's web site and where information is being sought - Administration Committee.**
- 11. Status report concerning the Board's collection of the Arbitration Certification Programs' annual fee - Fiscal Committee.**
- 12. Consideration of proposed revisions to Board Case Management Procedures - Policy and Procedure Committee.**
- 13. Consideration of the licensees within the Board's jurisdiction for purposes of collecting the annual Board fee (13 CCR § 553) - Policy and Procedure Committee.**
- 14. Consideration of proposed rulemaking clarifying that new motor vehicle dealers, manufacturers, and distributors who operate under a franchise are within the Board's jurisdiction for purposes of collecting the annual Board fee (13 CCR § 553) - Policy and Procedure Committee.**

**15. Discussion concerning pending Legislation - Policy and Procedure Committee.**

**a. Bills that impact the Board.**

- (1) Senate Bill 774.
- (2) House of Representatives Bill 1296.

**b. Bills of general interest.**

- (1) Senate Bill 91.
- (2) Senate Bill 481.

**16. Status report on the Protests which were issued Orders to Show Cause why the matter should not be set for hearing - Policy and Procedure Committee.**

- 1. Cypress Coast Ford Lincoln-Mercury vs. Ford Motor Company, Ford Division and Lincoln-Mercury Division  
Protest No. PR-1589-97
- 2. Quaid Imports, dba Quaid Nissan vs. Nissan Motor Corporation, U.S.A.  
Protest No. PR-1653-99
- 3. Gardena Nissan, Inc., dba Gardena Nissan vs. Nissan North America, Inc.  
Protest No. PR-1715-00
- 4. Ogner Motor Cars, Inc. vs. Ferrari North America, Inc.  
Protest No. PR-1717-00

**17. Executive Director's Report.**

- a. Administrative Matters.
- b. Status of Protests.
- c. Status of Petitions.
- d. Status of Appeals.
- e. Judicial Review.
- 6. Notices Filed Pursuant to Vehicle Code Sections 3060 and 3062.
- g. Other.

**18. Adjournment.**